

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 5, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, March 29, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. A resolution in the matter of declaring the Week of April 11 through April 15, 2005 as Lancaster County Crime Victims' Rights Week (R-05-0035) - Kathy Stevenson, Joanna Svoboda, Pat Westendorf and Jody Brott with the Lincoln Police Department Victim Witness Unit

 - B. Presentation of the Commissioners Award of Excellence to Thanh T. Nguyen, an employee with Lancaster Manor, for March, 2005.

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, April 5, 2005.

- 5) **PUBLIC HEARINGS:**
 - A. Declare as surplus the south foot of 1931 North 57th Street, legally described as the north one (1) foot of the south three (3) feet of Lot 8, Block 10, Bond and Colby Tract, in the Southwest Quarter of Section 16, Township 10 North, Range 7 East of the 6th Principal Meridian, Lincoln, Lancaster County, Nebraska.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

5) **PUBLIC HEARING CONTINUED:**

- B. County Change of Zone 05007, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Palmer of Olsson Associates on behalf of Lyle Mayer, for 57 acreage residential units on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska.
- C. County Special Permit 05004, Meadow View 2nd Addition Community Unit Plan, requested by Mark Palmer of Olsson Associates on behalf of Lyle Mayer, to develop 29 residential acreages in the County jurisdiction (and 28 in the City jurisdiction), with requests to waive block length, sidewalks, street trees, street lights, landscape screening, non-perpendicular lot lines, minimum width to depth ratio and sanitary sewer to flow opposite street grades, on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska.
- D. County Preliminary Plat 05001, Meadow View 2nd Addition, requested by Mark Palmer of Olsson Associates on behalf of Lyle Mayer, for 29 lots in the County jurisdiction (and 28 lots in the City jurisdiction), with requests to waive block length, sidewalks, street trees, street lights, landscape screening, non-perpendicular lot lines, minimum width to depth ratio and sanitary sewer to flow opposite street grades, on property generally located at the northeast corner of Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska.
- E. County Change of Zone 05009, from AG Agricultural District to AGR Agricultural Residential District, requested by Darcie Thavenet-Kvasnicka, to allow a future split creating approximately six, three-acre lots on property generally located northeast of the corner of South 96th Street and Wagon Train Road in Lancaster County, Nebraska. (See New Business Item 7A for correlating documentation.)
- F. County Miscellaneous 05003, requested by the Lancaster County Engineer, amending Chapter 5, Section 5.01, of the Lancaster County Land Subdivision Regulations, to reflect adjustment of the standards applied to street surfacing. (See New Business Item 7B for correlating documentation.)

6) **OLD BUSINESS:**

- A. An interlocal agreement for the Regional Intelligent Transportation System Architecture Plan between Lancaster County and the City of Lincoln to describe projects for technologies, interagency collaboration, communication and technical integration for improving transportation safety, efficiency and security. The agreement will be in effect from the date of execution and continue until final payment is made unless terminated by either party upon 30 days written notice. The County will contribute \$25,000 for the 2004-2005 fiscal year. (C-05-0168)
- B. An agreement with Sheryl Schrepf to assist and coordinate various activities relating to the transfer of Families First and Foremost and the Integrated Care Coordination Unit from the County to Region V Systems. Term of the agreement is March 15, 2005 through June 30, 2005. The County will pay \$20,000 for the services. (C-05-0158)

7) **NEW BUSINESS:**

- A. A resolution in the matter of County Change of Zone 05009, requested by Darcie Thavenet-Kvasnicka, for a change of zone from AG Agricultural to AGR Agricultural Residential on property generally located northeast of the corner of South 96th Street and Wagon Train Road in Lancaster County, Nebraska. (R-05-0036)
- B. A resolution in the matter of County Miscellaneous 05003: Text amendment to the Lancaster County Subdivision regulations to amend Chapter 5, Section 5.01, of the subdivision regulations regarding street and road improvements as provided in Attachment A. (R-05-0037)
- C. A resolution authorizing the installation of "No Engine Braking" signs, at the request of the City of Hickman, at the following locations: on South 68th Street 1,000 feet south of the Hickman City limits for northbound traffic; on South 68th Street 1,000 feet north of the Hickman City limits for southbound traffic and on Hickman Road 1,000 feet east of the Hickman City limits for westbound traffic. (R-05-0038)
- D. A resolution in the matter of proclaiming April 10, 2005 through April 16, 2005 as "National County Government Week" and honoring County employees and volunteers. (R-05-0034)

7) **NEW BUSINESS CONTINUED:**

- E. Applications for Special Events Permits from Cornhusker State Games to hold the following events as a part of the 2005 Cornhusker State Games:
1. A ten kilometer trail run a/k/a Footstock on Saturday, July 9, 2005 beginning at 8 p.m. The run leaves from Walton, Nebraska using the MoPac Trail East and continues east to approximately 148th Street.
 2. A cycle tour on Saturday, July 16, 2005 beginning at 6:30 a.m.. The tour will begin at Antelope Park going south on the Rock Island Trail to Old Cheney Road. The tour will then proceed west on Warlick Boulevard and from Warlick Boulevard it will proceed to Highway 77, turning south toward Beatrice, Nebraska.
 3. A cycling road race on Saturday, July 16, 2005 beginning at 7:30 a.m. at Branched Oak Lake. The race will begin at Liebers Point on the west side of the lake, turning west on Branched Oak Road and then turning north on Northwest 140th Street and circling the lake.
 4. A triathlon on Sunday, July 17, 2005 beginning at 7:30 a.m. at Branched Oak Lake. The race will begin at Liebers Point on the west side of Branched Oak Lake, with the cycling portion heading west on Branched Oak Road and circling the lake.
- F. An application for a Special Designated License from BDF, L.L.C. d/b/a Libations-The Grand Room to provide liquor beverage service at a wedding reception on Saturday, April 23, 2005 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lancaster County, Nebraska.
- G. Two applications for Special Designated Licenses from MGC, Inc. d/b/a Crooked Creek Golf to provide liquor beverage service in connection with golf tournaments on Sunday, June 12, 2005 and Sunday, July 17, 2005. Hours will be 6 a.m. to 1 a.m. for both dates.
- H. A contract with TCW Construction Company for labor, materials and equipment necessary for maintenance of concrete box culverts, Project 05-27, at various locations within Lancaster County, in the amount of \$250,774.08. The work will begin on April 11, 2005 and be completed by September 2, 2005. (C-05-0169)
- I. An agreement between Lancaster County and Cricket Communications, Inc. stipulating to personal property tax liability for the years 2002 through 2004. The County will receive \$77,449.79 for the year 2002, and \$108,951.31 for years 2003 and 2004 through bankruptcy proceedings. (C-05-0170)

7) **NEW BUSINESS CONTINUED:**

- J. An interlocal agreement with the Village of Hallam for one Sheriff's deputy to provide law enforcement services within the corporate limits of the Village of Hallam. Term of the agreement is May 1, 2005 through April 30, 2006. The County will be reimbursed at the overtime rate of pay for the deputy assigned to duty. The County will also be paid 40.5 cents per mile for the Sheriff's vehicle used in the provision of these services. (C-05-0171)
- K. A contract between Lancaster County and Johnson Appraisal, L.L.C., in the amount of \$7,225, for an appraisal consisting of two copies of the Project Report and two copies of the individual Parcel Reports in relation to Project C55-S-401(6), South 68th Street Viaduct. (C-05-0172)
- L. A contract between Lancaster County and Encartele, Inc. for a resident telephone system for the Lancaster County Youth Services Center. Term of the contract will be for a three year period, beginning on or about May 1, 2005 through April 30, 2008 with the option to renew for one additional three year period. No County funds will be used for the contract, however, the County will receive a commission for contracting with the provider to have exclusive right to provide the services. (C-05-0188)
- M. Amend the Statement of Overall Investment Objectives and Policy, under County Contract C-04-0347, for the Lancaster Employee Retirement and 457 Deferred Compensation Plans with Nationwide Retirement Solutions, updating the Reporting and Monitoring Procedures, effective April 5, 2005. (C-05-0189)
- N. A quitclaim deed between Lancaster County and the Village of Davey for .64 acres for public right-of-way on Maple Street.
- O. Receipt of Emergency Preparedness Grant.
- P. Appointment of Captain Ben T. Houchin, Deputy County Sheriff, to the Community Mental Health Center Advisory Committee.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Setting of a public hearing for Tuesday, April 12, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to increase appropriations for the County Property Management Fund.
- B. Request from Julie Farber, an employee with Lancaster Manor, to voluntarily participate in the County's Retirement Plan having met the requirements.
- C. A consent agreement relating to culvert replacement between the Lancaster County Engineering Department and Lincoln Airport Authority, approximately one-half mile east of Northwest 40th and West Vine Street; Project C.P.L-332. This is a donation. (C-05-0173)
- D. Leasehold contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:
 - ▶ Jeff Earl, in the amount of \$10, at South 180th Street and Old Cheney Road; Project C55-Q-407(2). (C-05-0174)
 - ▶ Mark Lemke, in the amount of \$10, at South 148th Street and Old Cheney Road; Project C55-Q-047(2). (C-05-0175)
 - ▶ Chuck Reddish, in the amount of \$10, at Southwest 56th Street and West Denton Road; Project STPE-3305(9). (C-05-0176)
- E. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:
 - ▶ Glen L. and Nancy A. Muehlhausen, in the amount of \$1,995, at Northwest 12th Street and Davey Road; Project C55-C-407(1). (C-05-0177)
 - ▶ Duane Tenopir on Southwest 114th Street 1,510 feet north of West Wittstruck Road. This is a donation. (C-05-0178)
 - ▶ Ben H. and Nancy L. Sand, in the total amount of \$5,418.50, at 6304 West Adams Street; Project C55-M-407(1). (3 contracts) (C-05-0179 through C-05-0181)
 - ▶ Twyla J. Lidolph, in the total amount of \$16,815, at Southwest 56th Street and Denton Road; Project STPE-3305(9). (3 contracts) (C-05-0182 through C-05-0184)
 - ▶ Arthur E. and Mary D. Eilers, in the total amount of \$25,758, at West Adams and Northwest 70th Streets; Project C55-M-407(1). (3 contracts) (C-05-0185 through C-05-0187)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 7, 2005, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. Public hearings will be held on Tuesday, April 12, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 - 1. County Special Permit 05006, requested by Matt Steinhausen on behalf of Dr. Harley Batie, to identify the Krull House, located at 17800 S.W. 2nd Street, south of Martell Road, as a historic structure and to create a parcel accompanying the house of approximately ten acres for historic preservation.
 - 2. County Final Plat 05007, Coupe DeVille Heights 1st Addition, requested by Brian D. Carstens and Associates on behalf of Richard E. and Melinda J. Coupe, for three outlots on property generally located north and west of the corner of Northwest 84th Street and West Bluff Road in Lancaster County, Nebraska.
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

11) **PENDING CONTINUED:**

- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- F. County Change of Zone 04080, from AG Agricultural District to I Industrial District, requested by Capital Concrete Company, on property generally located at the northeast corner of Highway 2 and Highway 42 (South 162nd Street) in Lancaster County, Nebraska.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 5, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 29, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 39 additions and deductions to the tax assessment rolls per Exhibit A.

- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Cornhusker Council, Boy Scouts of America
Parkview Christian School

- 5) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES FOR THE FOLLOWING:**

Highway 15 Inc.
Charles Gary Gately Trustee

- 6) **ADJOURNMENT:**

<p style="text-align:center">IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</p>
